

JC20 Rec'd PCT/PTO 08 JUN 2005

Docket No.: 3765-0115PUS1
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Marcello ALLEGRETTI et al.

Application No.: Not Yet Assigned

Confirmation No.: N/A

Filed: June 8, 2005

Art Unit: N/A

For: CHIRAL ARYLKETONES IN THE
TREATMENT OF NEUTROPHIL-
DEPENDENT INFLAMMATORY
DISEASES

Examiner: Not Yet Assigned

INFORMATION DISCLOSURE STATEMENT (IDS)MS PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement accompanies the new patent application submitted herewith.

Copies of the references on the PTO/SB/08 are not provided.

Those documents which are marked with a double asterisk (**) next to the Cite No. in the attached form PTO/SB/08 (facsimile) are not supplied because they were previously cited by or submitted to the Office in a prior application number PCT/EP2003/013946, filed December 9, 2003.

10/537824

Application No.: Not Yet Assigned

Docket No.: 3765-0115PUS1

JC20 Rec'd PCT/PTO 08 JUN 2005

A concise explanation of relevance of the items listed on form PTO/SB/08 is in the form of an English language copy of a Search Report from a foreign patent office, issued in a counterpart application, which refers to the relevant portions of the references.

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this Information Disclosure statement shall not be construed to be an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to our Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under § 1.17; particularly, extension of time fees.

Dated: June 8, 2005

Respectfully submitted,

By Mark J. Nuell
Mark J. Nuell, Ph.D.
Registration No.: 36,623
BIRCH, STEWART, KOLASCH & BIRCH, LLP
8110 Gatehouse Rd
Suite 100 East
P.O. Box 747
Falls Church, Virginia 22040-0747
(703) 205-8000
Attorneys for Applicant

Substitute for form 1449A/B/PTO				Complete if Known 10/537824	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>				Application Number	Not Yet Assigned
				Filing Date	June 8, 2005
				First Named Inventor	Marcello ALLEGRETTI
				Art Unit	N/A
				Examiner Name	Not Yet Assigned
Sheet	1	of	2	Attorney Docket Number	3765-0115PUS1

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number Number-Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
	BA**	JP-5-286902-A	11-02-1993			
	BB**	WO-01/58852-A	08-16-2001			
	BC**	WO-00/24710-A	05-04-2000			

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ** CITE NO.: Those document(s) which are marked with an double asterisk (**) next to the Cite No. are not supplied because they were previously cited by or submitted to the Office in a prior application relied upon in this application for an earlier filing date under 35 U.S.C. 120. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	CA**	Database Beilstein, Beilstein Institute for Organic Chemistry, Frankfurt-Main, DE; XP002275017, Database Accession Nos. 1942753, 1943166, 1943612, 1943613, 1945434, 1945435, 1945436, 1945437, 1948204, 1950022, 1968443, 2362885, 2447357, 2451750 (BRN's) & Chim. Ther., vol. 3, 1968, pages 313-320.	
	CB**	Database Beilstein, Beilstein Institute for Organic Chemistry, Frankfurt-Main, DE; XP002275018, Database Accession Nos. 1955069, 1958359 (BRN's) & Bull. Soc. Chim. Fr., 1974, pages 1415-1420.	
	CC**	Database Beilstein, Beilstein Institute for Organic Chemistry, Frankfurt-Main, DE; XP002275019, Database Accession Nos. 2104506, 2451415 (BRN's) & J. Am. Chem. Soc., vol. 103, no. 11, 1981, pages 3088-3093.	
	CD**	Database Beilstein, Beilstein Institute for Organic Chemistry, Frankfurt-Main, DE; XP002275020, Database Accession No. 3242777 (BRN) & J. Am. Chem. Soc., vol. 81, 1959, pages 5193-5197.	
	CE**	Database Beilstein, Beilstein Institute for Organic Chemistry, Frankfurt-Main, DE; XP002275021, Database Accession No. 2842765 (BRN) & Acta Chem. Scand., vol. 20, 1966, pages 2467-2479.	
	CF**	Database Beilstein, Beilstein Institute for Organic Chemistry, Frankfurt-Main, DE; XP002275022, Database Accession Nos. 3033411, 3651979, 3651980 (BRN's) & J. Med. Chem., vol. 33, no. 6, 1990, pages 1741-1748.	
	CG**	Database Beilstein, Beilstein Institute for Organic Chemistry, Frankfurt-Main, DE; XP002275023, Database Accession No. 4661814 (BRN) & Bull. Chem. Soc. Jpn., vol. 64, no. 11, 1991, pages 3743-3475.	
	CH**	Database Beilstein, Beilstein Institute for Organic Chemistry, Frankfurt-Main, DE; XP002275024, Database Accession No. 5013506 (BRN) & Tetrahedron Lett., vol. 27, no. 35, 1986, pages 4175-4176.	
	CI**	Database Beilstein, Beilstein Institute for Organic Chemistry, Frankfurt-Main, DE;	
Examiner Signature			Date Considered

JC20 Rec'd PCT/PTO 08 JUN 2005

PTO/SB/08a/b (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/B/PTO				Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>				Application Number	10/537824
				Filing Date	June 8, 2005
				First Named Inventor	Marcello ALLEGRETTI
				Art Unit	N/A
				Examiner Name	Not Yet Assigned
Sheet	2	of	2	Attorney Docket Number	3765-0115PUS1

		XP002275025, Database Accession Nos. 5379213, 5379214 (BRN's) & J. Am. Chem. Soc., vol. 105, no. 5, 1983, pages 1309-1316.	
	CJ**	Database Beilstein, Beilstein Institute for Organic Chemistry, Frankfurt-Main, DE; XP002275026, Database Accession No. 6863126 (BRN) & J. Org. Chem., vol. 50, no. 9, 1985, pages 1504-1509.	
	CK**	Database Beilstein, Beilstein Institute for Organic Chemistry, Frankfurt-Main, DE; XP002275027, Database Accession No. 6978265 (BRN) Farmaco Ed. Sci., vol. 40, no. 12, 1985, pages 942-955.	
	CL**	Database Beilstein, Beilstein Institute for Organic Chemistry, Frankfurt-Main, DE; XP002275028, Database Accession No. 7020327 (BRN) & Tetrahedron Asymmetry, vol. 5, no. 9, 1994, pages 1763-1780.	
	CM**	Database Beilstein, Beilstein Institute for Organic Chemistry, Frankfurt-Main, DE; XP4981202 (BRN) Synth Commun., vol. 24, no. 2, 1994, pages 145-152.	
	CN**	Database Beilstein, Beilstein Institute for Organic Chemistry, Frankfurt-Main, DE; XP002275030, Database Accession Nos. 3292936, 8911430, 8911858, 8912139, 8912482, (BRN's) & J. Med. Chem., vol. 44, no. 16, 2001, pages 2544-2554.	
	CO**	Database Beilstein, Beilstein Institute for Organic Chemistry, Frankfurt-Main, DE; XP002275031, Database Accession No. 5535609 (BRN) & Chem. Lett., 1982, pages 597-600.	
	CP**	Database Beilstein, Beilstein Institute for Organic Chemistry, Frankfurt-Main, DE; XP002275032, Database Accession No. 6727608 (BRN) & Farmaco Ed. Sci., vol. 36, no. 12, 1981, pages 1037-1056, XP0009028407.	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ** CITE NO.: Those document(s) which are marked with an double asterisk (**) next to the Cite No. are not supplied because they were previously cited by or submitted to the Office in a prior application relied upon in this application for an earlier filing date under 35 U.S.C. 120.

¹Applicant's unique citation designation number (optional). ²Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature		Date Considered	
--------------------	--	-----------------	--